

Senate Judiciary Committee Amendment No. 1 (by Person)

Amendment No. 1 to HB3458

**Fowlkes
Signature of Sponsor**

AMEND Senate Bill No. 3209*

House Bill No. 3458

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by adding the following language as a new section immediately preceding the final section and by renumbering the final section accordingly:

SECTION 2. Tennessee Code Annotated, Section 39-14-210, is amended by adding the following language as a new subsection:

(g) Any governmental animal control agency or any humane society, chartered by this state, into whose custody any animal victimized under this part shall be placed, may petition the court requesting that the person from whom the animal is seized, or the owner of the seized animal, be ordered to post security. Any such security shall be in an amount sufficient to secure payment of all reasonable expenses expected to be incurred by the governmental animal control agency or the humane society in caring and providing for the animal pending disposition of the criminal charges. Such reasonable expenses shall include, but are not necessarily limited to, the estimated costs of veterinary care and treatment for the animal as well as the estimated costs of boarding and otherwise caring for the animal. The amount of security shall be determined by the court after taking into consideration all of the facts and circumstances of the case. If the posting of security is ordered pursuant to this subsection, then the governmental animal control agency or the humane society may draw from the security the actual costs incurred in caring and providing for the seized animal pending disposition of criminal charges. Nothing in this subsection shall be construed to prevent the voluntary, permanent relinquishment of any animal by its owner to a governmental animal control agency or to a humane society, chartered by the state, in lieu of posting security; and any such voluntary relinquishment shall have no effect on the outcome of the criminal charges.

